

GOED REQUEST FOR PROTECTED RECORD STATUS
(Business Confidentiality Claim)

Name and Address of business and representative making this confidentiality claim (please print or type):

I request that the attached /enclosed information (record) provided to the Governor's Office of Economic Development (GOED), or any of its agencies (divisions or programs), be considered confidential and given protected status.

Description (optional) of the information (record) which is to be covered by this confidentiality claim and which you believe qualifies for protected status.

The Following reasons support this claim of business confidentiality; Please check (✓) all of the following which apply:

- ☐ 1. The Record provided is a trade secret (as defined in U.C.A. 13-24-2).
- ☐ 2. The record is commercial or nonindividual financial information and disclosure of the information could reasonably be expected to result in unfair competitive injury to the provider of the information.
- ☐ 3. The record is commercial or nonindividual information and disclosure of the information could reasonably be expected to impair the ability of GOED, or its agencies, to obtain necessary information in the future.
- ☐ 4. The record is commercial or nonindividual financial information and the interest of the provider in prohibiting access to the information is greater than the interest of the public in obtaining access. For example, the information provided may contain the following (see U.C.A. 63-2-304 for complete information on records which may be classified as protected):
- a. The record would reveal negotiations regarding assistance or incentives offered by or requested from GOED, or one of its agencies, for the purpose of encouraging a person to expand or locate a business in Utah, and disclosure would result in actual economic harm to the person or place GOED, or one of its agencies, at a competitive disadvantage. (U.C.A. 63-2-304(35)) NOTICE: Records evidencing a final contract may not be classified protected under this section.
 - b. The information is financial information that would lead to financial speculations in currencies, securities, or commodities that will interfere with a planned transaction by GOED, or its agencies or cause substantial financial injury to GOED, or its agencies, or state economy, (U.C.A. 63-2-304(3))

Statement (a concise written statement supporting a business confidentiality claim is required, U.C.A. 63-2-308(1)(b)), attach additional sheets if necessary.

NOTE: Claimant shall be notified is a record claimed to be protected is classified public or is the determination is made that the record should be disclosed because the interest favoring access outweigh the interest favoring restriction of access. Records claimed to be protected under this business confidentiality claim may not be disclosed until the period in which to bring an appeal expires or the end of the appeals process, including judicial appeal (unless the claimant, after notice has waived the claim by not appealing or intervening before the record committee). (U.C.A. 63-2-308)

By _____ Date _____
Name and Title